



LEGALLY SPEAKING

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POWER OF ATTORNEY AND BUSINESS LAW CHANGES

Uniform Power of Attorney Act

Attorneys are adapting to the Uniform Power of Attorney Act which was adopted here in Ohio in SB 117 at the end of 2011 and went into effect March 22, 2012. The complete text is at: http://www.legislature.state.oh.us/bills.cfm?ID=129_SB_117

The Ohio Legislative Service Commission provides a thorough summary of the legislative changes at: <http://www.lsc.state.oh.us/analyses129/11-sb117-129.pdf>

The new power of attorney form is included in the statutes at ORC 1337.60, <http://codes.ohio.gov/orc/1337.60> and the agent certification form is at ORC 1337.61, <http://codes.ohio.gov/orc/1337.61>

Richard Davis provides an overview of the act in the Jan/Feb 2012 *Probate Law Journal of Ohio*. He summarizes those actions that an agent cannot perform without specific authority.

The Ohio Bar Association's "Estate Planning, Trust and Probate Law Update" from the 2011 Annual Convention includes an in-depth discussion of the new power of attorney law as well as sample forms at: <http://downloads.ohiobar.org/conventions/convention2011/Session%20803%20Estate%20Planning.pdf>

Business Law Legislation

Ohio corporation law has also recently been revised in House Bill 48 (http://www.legislature.state.oh.us/bills.cfm?ID=129_HB_48), which went into effect May 4, 2012.

The changes are summarized in "Boom! Ohio Business Law Gets an Upgrade" in the July/August issue of the *Ohio Lawyer* available online at: http://downloads.ohiobar.org/pubs/Ohio_Lawyer/Oh_Lawyr_JulyAug2012.pdf

The revisions for limited liability companies are the focus of the article "Ohio LLC Update: HB 48 Ushers Ohio into the Modern Age" in the March/April issue of the *Probate Law Journal of Ohio*.

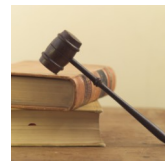
The Legislative Service Commission's analysis of the legislation is at: <http://www.lsc.state.oh.us/analyses129/12-hb48-129.pdf>



You can call or [email](#) the library to request items to be emailed or faxed!

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Did you know the law library has the superseded volumes of the *Ohio Revised Code* in print?



The Stark County Law Library will be **closed** on **Monday Sept. 3** for Labor Day and **Monday Oct. 8** in observance of Columbus Day





NEW BOOKS

Annotated Manual for Complex Litigation, 4th ed, KF8900 .F42 2012

46th Annual Heckerling Institute on Estate Planning, KF750 .M48 V.2012; contains chapters discussing Straightjacket trusts, modifying wills and trusts after formation, what can be done with art, portability and irrevocable income-only trusts

H-1B Handbook, KF4827 .Z9 F81 2012

Ohio Personal Injury Practice, KFO539 .P4 I35 2012

Simple Will in Ohio, KFO143 .M3 2012

OSBA CLE Books

Advanced Topics in Family Law, KFO CLE/12-111

Advising Corporate Directors and Officers, KFO CLE/12-16

Appellate Practice, KFO CLE/12-202

Basics of Employment Law, KFO CLE/12-73

Basics of Estate Administration, KFO CLE/12-03

Basics of Ohio Workers' Compensation Law 2012, KFO CLE/12-37

Death Penalty Defense, KFO CLE/12-23

Dollars and Sense: A Practical Approach to Billing and Accounting, KFO CLE/12-11

Ethics for Title Agents and Attorneys, KFO CLE/12-167

Hot Topics in Business Litigation, KFO CLE/12-133

Intermediate Word: Word and Legal Drafting Don't Mix...and Other Urban Legends about Microsoft Word; Advanced Microsoft Word: Don't Get Mad—Get Even, KFO CLE/12-43/206

Introduction to Real Estate Practice, KFO CLE/12-131

Land Use and Zoning, KFO CLE/12-130

NLRB Region 8 Labor Law, KFO CLE/12-108

Taking and Defending Depositions, KFO CLE/12-35

Titles in Real Estate in Ohio, KFO CLE/12-19

Trust Accounts 101, KFO CLE/12-85

Twenty-Seventh Annual Environment, Energy and Resources Law Seminar, KFO CLE/12-21

Twenty-Third Annual Estate Planning Conference on Wealth Transfer, KFO CLE/12-22

PERIODICAL ARTICLES OF INTEREST

BUSINESS LAW

“BOOM!: Ohio Business Law Gets an Upgrade” 26 *Ohio Lawyer* 21 (July/August 2012).

EMPLOYMENT LAW

“Resumé Fraud: Are Your Employees Lying to You?” 29 *Employment Alert* 1 (July 12, 2012)

ESTATE PLANNING

“Death after Divorce: Who Gets the Life Insurance?” 22 *Probate Law Journal of Ohio* 225 (May/June 2012).

“Frequently Asked Questions on Grantor Trust Tax Reporting” 39 *Estate Planning* 34 (August 2012).

“Issues About the Oil and Gas Boom in Eastern Ohio for the Trust and Estate Attorney” 22 *Probate Law Journal of Ohio* 203 (May/June 2012).

“A Review of Ohio Medicaid Trusts After the Ohio Trust Code and Recent Medicaid Decisions” 4 *Bar Journal of the Cleveland Metropolitan Bar Association* 23 (June 2012).

ETHICS

“Lawyers Using Social Media for Jury Research Must Be Wary of Accidental ‘Communication’” 28 *ABA/BNA Lawyer’s Manual on Professional Conduct* 381 (June 20, 2012).

“Ohio Ethics Board Abandons Its Position That Secret Recording is *Per Se* Dishonest” 28 *ABA/BNA Lawyer’s Manual on Professional Conduct* 382 (June 20, 2012).

LAW PRACTICE

“Avoid Social Media Pitfalls” 48 *Trial* 29 (July 2012).

“Legal Legacies: Passing Down the Love of Law” 26 *Ohio Lawyer* 15 (July/August 2012). Profiles multigenerational attorney families including Timothy R. and Timothy P. Piatt of North Canton.

OIL & GAS LAW

“Fracking Up—A Call to Action for Environmental Plaintiff’s Lawyers (Like You)” 22 *Ohio Trial* 27 (Summer 2012).

TRIAL PRACTICE

“Craft a Plan for Jury Selection” 48 *Trial* 37 (July 2012).



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information
on these
new books and
journal articles